

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION (AT CINCINNATI)

JON JERMER, : Case No. C-1-02-448

Plaintiff, : Judge Sandra Beckwith
v. : Magistrate Judge Hogan

SIEMENS ENERGY & : **AFFIDAVIT OF KEITH P. SPILLER**
AUTOMATION, INC., :

Defendant.

County of Hamilton)
State of Ohio) ss:
)

I, Keith P. Spiller, Esq., being duly sworn, do hereby depose and say on personal knowledge as follows:

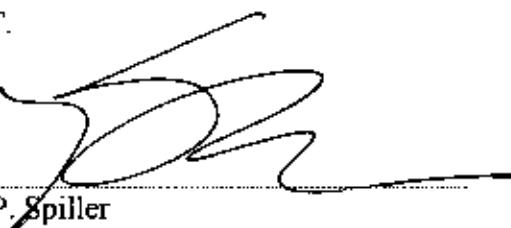
1. I am a partner in the law firm of Thompson Hine LLP and a member in good standing of the bar of this Court. I am the Trial Attorney for Defendant Siemens Energy and Automation, Inc., ("Siemens") in the above-captioned action.

2. Siemens incurred \$3,806.55 in deposition expenses. This amount is broken down as follows:

a.	Deposition transcript for Jon Jermer - Volume 1	\$955.85
b.	Deposition transcript for Jon Jermer - Volume 2	\$823.25
c.	Deposition transcript for Steven Kroeger - Volume 1	\$407.35
d.	Deposition transcript for Steven Kroeger - Volume 2	\$672.00
e.	Deposition transcript for Leslie J. Ungers	\$190.75
f.	Deposition transcript for John Hoover	\$552.00
g.	Deposition transcript for Chad McLelland	\$205.35

3. Attached hereto are true and accurate copies of invoices for each of the costs listed above. The invoice for the McLelland transcript (\$205.35) has not been paid as of today, but will be paid by Siemens shortly.

FURTHER, AFFIANT SAYETH NAUGHT.



Keith P. Spiller

Subscribed and sworn to before me on this 5th day of September 2003, to certify which witness my hand and seal of office.



Diane M. Stockmeyer
DIANE M. STOCKMEYER
Notary Public, State of Ohio
My Commission Expires
September 29, 2006

TRI-COUNTY COURT REPORTING & VIDEO TAPE SERVICE

**95 South Fourth Street
Batavia, Ohio 45103
Phone - 513-732-1477
Fax --- 513-732-0486**

Fed. I. D. No: 31-0911462

Invoice

Date: 2/10/2003

Invoice No: 2229

Invoice To:

Thompson, Hine, LLP
Keith P. Spiller, Esq.
312 Walnut Street, Suite 1400
Cincinnati, Ohio 45202-4029

Caption: Jon Jermer

vs. Siemens Energy & Automation In

Case No: C-1-92-448

COA No: n/a

Reporter(s): Connie Oelker

Date/Depo/Hrg	Description	Item	Qty.	Amount
12/5/2002	Expedited deposition transcript of Jon Jermer.	Pages, Original, Expedited	172	688.00
12/5/2002	Appearance for deposition.	Hours, Stenographer	6.5	260.00
		Tab(s)	17	2.55
2/8/2002	Mailed.	Postage	1	5.30

Terms: Net 60

Shipped Via: US Mail

Total: \$955.85**Payments/Credits:** \$0.00**Balance Due:** \$955.85**THANK YOU FOR YOUR BUSINESS!**

E-mail: TriCountyCourt@aol.com

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**95 South Fourth Street
Batavia, Ohio 45103
Phone - 513-732-1477
Fax --- 513-732-0486**

Fed. I. D. No: 31-0911462

Invoice

Date: 3/6/2003

Invoice No: 2326

Invoice To:

Thompson, Hine, LLP
Keith P. Spiller, Esq.
312 Walnut Street, Suite 1400
Cincinnati, Ohio 45202-4029

Caption: Jon Jermer

vs. Siemens Energy & Automation, I

Case No: C-1-02-448

COA No: n/a

Reporter(s): Janet Sammons

Date/Depo/Hrg	Description	Item	Qty.	Amount
2/5/2003	Deposition transcript of Jon Jermer, Volume II	Pages, Original	178	578.50
		Appearance Fee	6	240.00
		Postage	1	4.75

Terms: Net 60

Shipped Via:

Total: \$823.25**THANK YOU FOR YOUR BUSINESS!**E-mail: TriCountyCourt@aol.com**Payments/Credits:** \$0.00**Balance Due:** \$823.25

TRI-COUNTY COURT REPORTING & VIDEOTAPE SERVICE**95 South Fourth Street****Batavia, Ohio 45103****Phone - 513-732-1477****Fax - - - 513-732-0486**

Fed. I. D. No: 31-0911462

Invoice

Date: 3/17/2003

Invoice No: 2375

Invoice To:

Thompson, Hine, LLP
 Keith P. Spiller, Esq.
 312 Walnut Street, Suite 1400
 Cincinnati, Ohio 45202-4029

Caption: Jon Jemmer

vs. Siemens Energy & Automation In

Case No: C-1-92-448

COA No: n/a

Reporter(s): Jacqueline Seidner

Date/Depo/Hrg	Description	Item	Qty.	Amount
2/5/2003	Deposition transcript of Stephen Kroeger.	Pages, Original	121	393.25
3/10/2003	Mailed.	Tab(s)	55	8.25
		Postage	1	5.85

Terms: Net 60

Shipped Via: US Mail

Total: \$407.35

THANK YOU FOR YOUR BUSINESS!E-mail: TriCountyCourt@aol.com

Payments/Credits: \$0.00

Balance Due: \$407.35

Spangler Reporting Services, Inc

Mercantile Center
120 East 4th Street, Suite 390
Cincinnati, OH 45202
Phone: (513) 381-3330 Fax: (513) 381-3342

Job #: 030305LMC

Job Date: 03/05/2003

Order Date: 03/05/2003

DB Ref.#:

Date of Loss: / /

Your File #:

Your Client:

Invoice

Invoice #: 14713

Inv.Date: 03/17/2003

Balance: \$672.00

Bill To:
Mr. Keith P. Spiller, Esq.
Thompson, Hine
312 Walnut Street
14th Floor
Cincinnati, OH 45202-4029

Action: Jermer, Jon
vs
Siemens Energy & Automation, Inc.
Action #: C-1-02-448
Rep: LMC
Cart:

Item	Proceeding/Witness	Description	Amount
1	Steve Kroeber	Original & Condensed	\$672.00
Comments: Corrected Invoice Introducing Video Teleconferencing - Call Us For Details!			Sub Total \$672.00
			Shipping \$0.00
			Tax \$0.00
			Total Invoice \$672.00
			Payment \$0.00
			Balance Due \$672.00
Federal Tax I.D.: 31-1536938		Terms: Int. Accrues @ 1.5%	

Please KEEP THIS PART for your records.

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Cincinnati, OH 45202-4029

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Cincinnati, OH 45202-4029

Invoice

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Mercantile Center
120 East 4th Street, Suite 390
Cincinnati, OH 45202

Phone: (513) 381-3330

Fax: (513) 381-3342

Invoice #: 14713

03/17/2003

Balance: \$672.00

Job #: 030305LMC

Job Date: 03/05/2003

DB Ref.#:

Date of Loss: / /

Your File #:

Your Client:

Ace Reporting Services
 30 Garfield Place
 Suite 620
 Cincinnati, OH 45202-4364
 (513) 241-3200 Fax (513) 241-7958

Keith P. Spiller, Esq.
 Thompson Hine LLP
 312 Walnut Street, Suite 1400
 Cincinnati, OH 45202

INVOICE

INVOICE NO.	DATE	JOB NUMBER
139296	04/25/2003	01-68512
JOB DATE	REPORTER(S)	CASE NUMBER
04/09/2003	FARRDI	C102448

CASE CAPTION

Jon Jermer vs. Siemens Energy & Automation

TERMS

Due upon receipt

ORIGINAL AND 1 COPY OF TRANSCRIPT OF:

Leslie J. Ungers

INDEX	10.00 Pages	176.25
DELIVERY: COURIER		10.00
		4.50

(TAXABLE \$ 176.25)

TOTAL DUE >>>	190.75
AFTER 05/25/2003 PAY	193.61

30 DAY SIG THROUGH YOUR COPY, ORIG/COPY DEL BY COURIER 4/25/03

TAX ID NO.: 31-0725254

(513) 352-6700

Please detach bottom portion and return with payment.

Job No. : 01-68512
 Case No. : C102448
 Jon Jermer vs. Siemens Energy & Autom
 Invoice No.: 139296
 Date : 04/25/2003
 TOTAL DUE : 190.75
 AFTER 5/25/2003 PAY : 193.61

PAYMENT WITH CREDIT CARD

Card Holder's Name: _____
 VISA/MC #: _____
 Exp. Date: _____ Phone #: _____
 Billing Address: _____
 Amount to Charge: _____ Zip: _____
 Cardholder's Signature: _____

Remit To: Ace Reporting Services
 30 Garfield Place
 Suite 620
 Cincinnati, OH 45202-4364

Spangler Reporting Services, Inc

Mercantile Center
 120 East 4th Street, Suite 390
 Cincinnati, OH 45202
 Phone: (513) 381-3330 Fax: (513) 381-3342

Job Date: 03/06/2003

Order Date: 03/06/2003

DB Ref.#:

Date of Loss: / /

Your File #:

Your Client:

Invoice

Invoice #: 14792

Inv.Date: 03/27/2003

Balance: \$552.00

Bill To:
 Mr. Keith P. Spiller, Esq.
 Thompson, Hine
 312 Walnut Street
 14th Floor
 Cincinnati, OH 45202-4029

Action: Jermer, Jon
 VS
 Siemens Energy & Automation, Inc.

Action #: C-1-02-448

Rep: BLF

Cart:

Item	Proceeding/Witness	Description	Amount
	John Hoover	Original & Condensed	\$552.00
Comments:			
Introducing Video Teleconferencing - Call Us For Details!		Sub Total	\$552.00
		Shipping	\$0.00
		Tax	\$0.00
		Total Invoice	\$552.00
		Payment	\$0.00
		Balance Due	\$552.00
Federal Tax I.D.: 31-1536938		Terms: Int. Accrues @ 1.5%	

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 Mr. Keith P. Spiller, Esq.
 Thompson, Hine
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Deliver To:
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 Thompson, Hine
 312 Walnut Street
 14th Floor
 Cincinnati, OH 45202-4029

Invoice

Spangler Reporting Services, Inc
 Mercantile Center
 120 East 4th Street, Suite 390
 Cincinnati, OH 45202

Phone: (513) 381-3330

Fax: (513) 381-3342

Invoice #: 14792

Inv.Date: 03/27/2003

Balance: \$552.00

Job #: 030306BLF

Job Date: 03/06/2003

DB Ref.#:

Date of Loss: / /

Your File #:

Your Client:

Spangler Reporting Services, Inc.

The Mercantile Center Bldg.
120 East 4th Street, Suite 390
Cincinnati, OH 45202
Phone: (513) 381-3330 Fax: (513) 381-3342

Job Date: 04/07/2003

Order Date: 04/07/2003

DB Ref.#:

Date of Loss: / /

Your File #:

Your Client:

Rebill Date: 09/02/2003

Invoice #: 15312

Inv.Date: 07/18/2003

Balance: \$334.85

Bill To:
Mr. Keith P. Spiller, Esq.
Thompson, Hine
312 Walnut Street
14th Floor
Cincinnati, OH 45202-4029

Action: Jermer, Jon
VS
Siemens Energy & Automation, Inc.
Action #: C-1-02-448
Rep: LMC
Cert:

Item	Proceeding/Witness	Description	Amount
	Chad McLellan William Ziemann	Copy Copy	\$205.35 \$129.60

Comments:

This Invoice is Overdue. Please Pay Immediately

Sub Total	\$334.85
Tax	\$0.00
Total Invoice	\$334.85
Finance Charge	\$0.00
Payment	\$0.00
Balance Due	\$334.85

Federal Tax I.D.: 31-1536938

Terms: Net 30 Days @ 1.5%

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Thompson, Hine
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14th Floor
Cincinnati, OH 45202-4029

Deliver To:
Mr. Keith P. Spiller, Esq.
Thompson, Hine
312 Walnut Street
14th Floor
Cincinnati, OH 45202-4029

Rebill

Spangler Reporting Services, Inc.
The Mercantile Center Bldg.
120 East 4th Street, Suite 390
Cincinnati, OH 45202

Phone: (513) 381-3330
Fax: (513) 381-3342

Invoice #: 15312**Inv.Date:** 07/18/2003**Balance:** \$334.85

Job #: 030407LMC

Job Date: 04/07/2003

DB Ref.#:

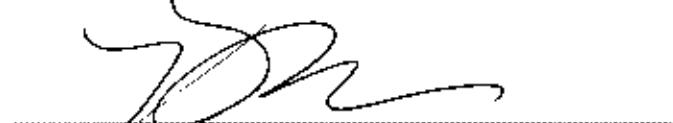
Date of Loss: / /

Your File #:

Your Client:

CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of September, 2003, a copy of the foregoing Verified Bill of Costs was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. A copy has also been served by regular U.S. Mail, postage prepaid, upon David Torchia, Esq., Tobias, Kraus & Torchia, 911 Mercantile Library Building, 414 Walnut Street, Cincinnati, Ohio 45202, this 8th day of September, 2003.



Keith P. Spiller

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